

## ***Disciplinary Actions: January, 2001 – April, 2015***

Please note that this list of disciplinary actions was adapted from the Board's Newsletters. It may not contain all disciplinary actions taken by the Board during this period of time. The types of cases reported in the newsletters have changed over time. To verify whether or not disciplinary action has been taken against a licensee or registrant, please use the Board's license verification system. If that system indicates that disciplinary action has been taken against a licensee or registrant, you can request information by sending an e-mail to [pharmacy.board@state.mn.us](mailto:pharmacy.board@state.mn.us). You may also request copies of specific disciplinary orders by sending an e-mail to that same e-mail address.

### **January through March, 2015**

**Furman, Melanie Grimes, Registration #728742.** Failed to renew registration by December 31, 2013; worked for approximately nine weeks without an active registration; reprimand and \$60 civil penalty.

**Omnicare of Minnesota, License #261366.** Allowed a technician to work without an active registration for a period of approximately 10 weeks; reprimand and \$225 civil penalty.

**Paschke, Jonathan J., License #119459.** While serving as a pharmacist-in-charge, allowed a technician to work without an active registration for approximately 15 shifts spread out over a period of time; reprimand.

**Reller, Ruth A., Registration #728811.** Failed to renew registration by December 31, 2013; worked for approximately eight weeks without an active registration; reprimand and \$50 civil penalty.

**Abrams Royal Pharmacy, License #263379.** The Board and Abrams Royal Pharmacy stipulated to the facts that, prior to February 26, 2013, licensee did not have patient-specific prescriptions before shipping sterile compounded products into Minnesota; licensee did not use United States Pharmacopeia (USP) standards when extending beyond-use dates; and licensee's compounding log did not include unique identifiers of all individuals involved in the compounding process. Abrams Royal did not admit to wrongdoing or violation of any statutes or rules that the Board is empowered to enforce but, to avoid the expense of further litigation, agreed that the Board could impose disciplinary action. Consequently, the Board accepted the voluntary surrender of Abrams Royal's license.

**Walgreens #2661, License #260583.** This pharmacy was compounding hazardous drugs, including progesterone extended-release capsules. The pharmacy did not have paper copies of either USP Chapter <795> or of the corporate policies and procedures related to the compounding of hazardous drugs; staff on duty were unable to access electronic copies. The pharmacy did not have a Class I Biological Safety Cabinet for the preparation of hazardous drugs. The pharmacy did not supply personnel with appropriate protective equipment for use during the compounding of hazardous drugs. Personnel were not properly trained on all aspects of compounding hazardous drugs. Licensee subsequently took steps to address these issues. Consequently, the Board reprimanded the licensee and imposed a civil penalty in the amount of \$5,000.

**Walgreens #3293, License #261126.** The Board investigated a complaint that alleged that a dispensing error had occurred at this pharmacy. The investigation confirmed that the error had occurred and further revealed evidence that counseling was not being completed on all new prescriptions, as required by Minnesota Rules. Consequently, the Board reprimanded the licensee and imposed a civil penalty in the amount of \$2,500.

**Walgreens #06056, License #261960.** This pharmacy was compounding hazardous drugs, including progesterone extended-release capsules. An inspection of the pharmacy revealed gaps in compliance with USP Chapter <795> standards for nonsterile compounding. In the absence of a Class I Biological Safety Cabinet, respirators were not provided to staff. Hazardous and non-hazardous drugs were found comingled in storage, with some hazardous drugs stored on upper shelves. Beverages were in the compounding area and hazardous drug waste containers were not available. Licensee subsequently took steps to address these issues. Due to the above violations, the Board reprimanded the licensee and imposed a civil penalty of \$5,000.

**Walgreens #13690, License #263687.** The Board investigated a complaint that alleged that dispensing errors had occurred at this pharmacy. The investigation confirmed that the errors had occurred and further revealed evidence that Minnesota Rules concerning counseling were not being followed. Consequently, the Board reprimanded the licensee and imposed a civil penalty in the amount of \$2,500.

**Wedgewood Village Pharmacy, License #264477.** Licensee is not, nor has it ever been licensed as a drug wholesaler by the Board. Licensee shipped drugs to licensed veterinarians in Minnesota without patient-specific prescriptions. However, beginning January 7, 2013, licensee began dispensing drugs only pursuant to patient-specific prescriptions. Licensee asserted that it was acting on a good-faith interpretation of Minnesota law, specifically Minnesota Statutes §151.01, Subdivision 30 (2012). The Board asserts that Minnesota law prohibited licensee from shipping drugs for office use without being licensed as a wholesaler. Licensee, for purposes of settlement of the matter, and for no other purposes civil, administrative, or criminal, agreed that the Board could impose discipline in the form of a reprimand and a \$10,000 civil penalty.

**Caruso, Gregory R., License #114640.** Mr. Caruso admitted that on March 20, 2014, he arrived for his shift at a Minnesota pharmacy impaired by alcohol. He avers that at no time on that day did he provide pharmacy services to his employer, nor did he interact with customers on or off duty with his employer. He was terminated by his employer for reporting to work impaired by alcohol. He voluntarily underwent chemical dependency treatment and also voluntarily enrolled in the Health Professionals Services Program (HPSP). While Mr Caruso denied that his behavior on the date in question endangered public health, he acknowledged that it constituted a violation of Minnesota Statutes §151.06, Subdivision 1(a)(7)(iv)(2013). That being sufficient grounds to take disciplinary action, the Board issued a stipulation and consent order suspending Mr Caruso's license, but staying the suspension upon condition that he successfully complete his participation agreement with HPSP.

**Dirks, Philip A., License #116958.** Mr. Dirk's employment with a Minnesota pharmacy was terminated in 2012 after he was caught diverting controlled substances and other abusable drugs. He also pleaded guilty to fifth-degree possession of a controlled substance. On several dates in July and August 2014, toxicology specimens submitted as part of Mr Dirk's participation in the HPSP tested positive for alcohol. He was subsequently discharged from HPSP for noncompliance. Consequently, the Board issued a stipulation and consent order suspending his license to practice pharmacy for an indefinite period of time.

**McMillen, Amanda J., License #119777.** Ms. McMillen's employment with a Minnesota pharmacy was terminated after she admitted to diverting controlled substances. In April 2014, she voluntarily enrolled in the Health Professionals Services Program. On June 12, 2014, she pleaded guilty to fifth-degree possession of a controlled substance. Consequently, the Board issued a stipulation and consent order suspending Ms.

McMillen's license, but staying the suspension upon condition that she successfully complete her participation agreement with HPSP.

**Shores, Anissa J., License #118071.** Ms. Shores' employment with a Minnesota pharmacy was terminated after the pharmacy determined that she had diverted 67,000 doses of both controlled and non-controlled drugs. On October 29, 2014, she pleaded guilty in federal court to a felony charge of obtaining a controlled substance by fraud. Consequently, the Board issued a stipulation and consent order for voluntary surrender of her license to practice pharmacy.

**Mulenga, Cosmos B., Registration #728739.** Mr. Mulenga admitted that he stole \$180 from his employer's cash register. Consequently, the Board adopted a stipulation and consent order that reprimanded the registrant, imposed a civil penalty of \$180, and required him to show proof of having made restitution to his employer in the same amount.

**Sogla, Esther B., Registration #718021.** Ms. Sogla submitted to a random toxicology screening while being employed as a pharmacy technician. The sample provided by Ms. Sogla tested positive for marijuana. She refused to submit a second sample, as requested by her employer, and was terminated from her employment. Consequently, the Board accepted the voluntary surrender of her registration and issued a stipulation and consent order for voluntary surrender.

## **October through December, 2014**

**Armstrong, Diane C., Registration #726928.** Failed to renew registration for calendar year 2014 in a timely manner; worked for approximately one month without an active registration; reprimand.

**Blaney, Sheri L., Registration #704030.** Failed to renew registration for calendar year 2014 in a timely manner; worked for approximately five weeks without an active registration; reprimand and \$20 civil penalty.

**Ferguson, Shandon L., Registration #716030.** Failed to renew registration for calendar year 2014 in a timely manner; worked for approximately 10 weeks without an active registration; reprimand and \$60 civil penalty.

**Harris, Katherine Y., License #116972.** While serving as a pharmacist-in-charge (PIC), allowed a technician to work without an active registration for a period of approximately 14 months; reprimand and \$750 civil penalty.

**Ikeri, Julian C., Registration #727912.** Failed to renew registration for calendar year 2014 in a timely manner; worked for approximately nine weeks without an active registration; reprimand and \$50 civil penalty.

**McKeever, Gary J., Registration #728190.** Failed to renew registration for calendar year 2014 in a timely manner; worked for approximately six weeks without an active registration; reprimand and \$40 civil penalty.

**Thompson, Craig A., License #116268.** While serving as a PIC, allowed a technician to work without an active registration for a period of approximately one month; reprimand.

**Thrall, Sarah A., Registration #727071.** Worked for approximately eight weeks before she was first registered as a pharmacy technician; reprimand and \$100 civil penalty.

**Willgohs, Nathaniel B., License #115987.** Failed to renew license by February 28, 2014; worked for approximately three weeks without an active license; reprimand and \$150 civil penalty.

**Arnold, Jennifer L., License #119190.** On October 16, 2014, in the Second Judicial District Court (Ramsey County), licensee was found to be mentally ill, a danger to herself and others, and was civilly committed under Minnesota Statutes Chapter 253B. Pursuant to Minnesota Statutes Section 151.071, Subdivision 2(11), her license was automatically suspended due to the civil commitment.

**The Compounding Shop Pharmacy, License #263643.** The Board received documents from this Florida-based pharmacy that indicated that it had shipped repackaged bevacizumab (Avastin®) to Minnesota clinics for office use (i.e., it did not receive prescriptions for individual patients and was therefore engaged in drug manufacturing and wholesale drug distribution without being licensed by the Board as either a wholesaler or manufacturer). Licensee did not admit to wrongdoing or violation of any statutes or rules that the Board is empowered to enforce but, to avoid the expense of further litigation, agreed that the Board could impose disciplinary action. Consequently, the Board adopted a stipulation and consent order that reprimanded the pharmacy and required payment of a civil penalty in the amount of \$10,000.

**Findell, Gabrielle L., Registration #726346.** Ms. Findell admitted to her employer that she diverted controlled substances for personal use. The Board initiated a contested case against Ms. Findell, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Ms. Findell's registration for an indefinite period of time.

**Hanson, Kendra A., Registration #726632.** Ms. Hanson admitted that she diverted hydrocodone-containing products from the pharmacy at which she worked and consumed them while on duty. She subsequently pleaded guilty to felony fifth-degree possession of a controlled substance. The Board initiated a contested case against Ms. Hanson, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Ms. Hanson's registration for an indefinite period of time.

**Henderson, Jason W., Registration #726503.** Mr. Henderson's employment at a pharmacy was terminated after he admitted to diverting hydrocodone-containing controlled substances. He was subsequently charged with felony fifth-degree possession of a controlled substance. The Board initiated a contested case against Mr. Henderson, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Mr. Henderson's registration for an indefinite period of time.

**Lopez, Ricardo D., Registration #723189.** Mr. Lopez admitted to his employer that he diverted approximately 1,500 tablets of alprazolam and hydrocodone-containing products. He was subsequently convicted in a Minnesota District Court of felony theft. The Board initiated a contested case against Mr. Lopez, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Mr. Lopez's registration for an indefinite period of time.

**Merrick, Anthony J., Registration #721263.** Mr. Merrick was terminated by his employer for suspected diversion of controlled substances and the admitted theft of shoe insoles. The Board initiated a contested case against Mr. Merrick, who failed to appear at a prehearing conference before an administrative law

judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Mr Merrick's registration for an indefinite period of time.

**Sannes, Paige M., Registration #726105.** From September 2010 through December 2011, Ms. Sannes had multiple charges and convictions for alcohol-related offenses in North Dakota and Minnesota. Ms. Sannes also pleaded guilty to shoplifting in July 2012. She failed to fully disclose her convictions when registering with the Board as a pharmacy technician in August 2012. Consequently, at its May 1, 2013 meeting, the Board adopted an order that reprimanded Ms. Sannes and required her to pay a \$250 civil penalty. In addition, Ms. Sannes was required to enroll in the Minnesota Health Professionals Services Program (HPSP). However, Ms. Sannes violated that order by failing to enroll in HPSP. The Board initiated a contested case against Ms. Sannes, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Ms. Sannes' registration for an indefinite period of time.

**Small, Jeffrey L., Registration #723194.** Mr. Small admitted to his employer that he diverted approximately 4,300 tablets of hydrocodone-containing controlled substances and sold them for profit. He was subsequently convicted in a Minnesota court of felony theft. The Board initiated a contested case against Mr. Small, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Mr. Small's registration for an indefinite period of time.

**Starr, Laurie A., Registration #703566.** Ms. Starr admitted to police that she had diverted alprazolam, clonazepam, and temazepam from her employer for a period of 13 years. She was subsequently convicted of felony theft. The Board initiated a contested case against Ms. Starr, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that revoked Ms. Starr's registration.

**Waste, Dori G., Registration #711761.** Ms. Waste admitted to her employer that she had diverted hydrocodone-containing controlled substances for personal use. The Board initiated a contested case against Ms. Waste, who failed to appear at a prehearing conference before an administrative law judge. Consequently, the Board adopted Findings of Fact, Conclusions, and Final Order that suspended Ms. Waste's registration for an indefinite period of time.

## **July through September, 2014**

**Groehler, Scott A., License #114285.** Mr. Groehler petitioned the Board to have his license fully reinstated. He was disciplined by the Board in October 2013, after admitting that he was responsible for taking back drugs that had been erroneously sold to a patient and then redispensing them to the correct patient. He also admitted that he was responsible for a dispensing error that resulted in a child taking the incorrect drug for a one-month period of time. Upon being told by another pharmacist of the error, he did not notify either the parents of the patient or the prescriber. Mr Groehler provided proof to the Board that he had met all of the requirements for reinstatement of his license, including passing the Multistate Pharmacy Jurisprudence Examination®. Consequently, the Board adopted an order of full reinstatement at its September 10, 2014 meeting.

**Keaveny, Deborah R., License #115503.** Ms. Keaveny admitted that, as pharmacist-in-charge (PIC), she allowed a pharmacy technician to work at a pharmacy without an active registration from January 1 through

July 25, 2013. Consequently, at its September 10, 2014 meeting, the Board adopted a stipulation and consent order that reprimanded Ms. Keaveny.

**Narloch, Ross A., License #120159.** During a five-month period of time in 2013, Dr. Narloch was the PIC of a pharmacy in which a pharmacy technician was working without an active registration. Consequently, the Board adopted a stipulation and consent order at its July 30, 2014 meeting that reprimanded Dr Narloch.

**Ngole, Mbong Peter, License #119494.** Mr. Ngole admitted that he was responsible for an error that involved the dispensing of an immediate release drug in place of the sustained release product that was prescribed. In certifying the prescription, Mr Ngole approved the override of four drug utilization review alerts, including one that recommended that a pediatric dosing reference be consulted. Consequently, the Board adopted a stipulation and consent order at its July 30, 2014 meeting that reprimanded Mr. Ngole and required him to pay a civil penalty in the amount of \$1,000.

**Wachtl, Jason R., License #119029.** Dr. Wachtl petitioned the Board to have his license fully reinstated. He was disciplined by the Board in February 2011, after admitting that he diverted controlled substances from his employer for personal use and preparing fraudulent prescriptions to cover up the diversion. Dr. Wachtl provided proof to the Board that he had met all of the requirements for reinstatement of his license. Consequently, the Board adopted an order of full reinstatement at its July 30, 2014 meeting.

**Region's Hospital Pharmacy, License #200443.** Representatives of this pharmacy admitted that a tech-check-tech program continued to be utilized for a period of time after the variance had expired. When a variance renewal request was submitted, it did not contain information that was supposed to be supplied as a condition of having the variance renewed. Consequently, the Board adopted a stipulation and consent order at its July 30, 2014 meeting that reprimanded the pharmacy and required payment of a civil penalty in the amount of \$5,000.

**Midwest Vet Supply, Inc., License #300227.** Representatives of this wholesaler admitted that veterinarians sent it orders for compounded prescription drugs. Midwest Vet transcribed these orders by entering them into an electronic database interface (EDI). After entering the orders into the EDI, Midwest Vet transmitted the orders to a business located in New Jersey that is licensed by the Board only as a nonresidential pharmacy and not as a drug wholesaler (New Jersey Pharmacy). The New Jersey Pharmacy then sold the compounded prescription drugs to the veterinarians without first receiving patient-specific prescriptions, making the sales wholesale transactions, even though it was not licensed as a wholesaler. Midwest Vet received payment from the New Jersey Pharmacy for its participation in these illegal wholesale transactions. Consequently, the Board adopted a stipulation and consent order at its July 30, 2014 meeting that reprimanded Midwest Vet and required payment of a civil penalty in the amount of \$25,000.

**Genis-Salinas, Gisela, Registration #725037.** Ms. Genis-Salinas admitted that she worked as a pharmacy technician from January 1 through November 25, 2013, without an active registration. Consequently, the Board adopted a stipulation and consent order at its July 30, 2014 meeting that reprimanded Ms. Genis-Salinas and required payment of a civil penalty in the amount of \$150.

## **April, 2014**

**Alsleben, Jerel L., License #111515.** Mr. Alsleben was the pharmacist-in-charge (PIC) of a pharmacy in which multiple violations related to the dispensing of controlled substances occurred. Controlled substances were dispensed to residents of long-term care facilities even though the pharmacy had not received legally

valid prescriptions. The purported prescriptions received by the pharmacy did not contain some of the information required by federal and state law, such as a quantity; the prescriber's full name, signature, and address; and the date on which the prescription was written. Mr. Alsleben admitted that he personally dispensed controlled substances without receiving legally valid prescriptions. Consequently, the Board adopted a stipulation and consent order at its April 30, 2014 meeting that reprimanded Mr. Alsleben and required him to pay a civil penalty in the amount of \$2,500.

**Hmielewski, Trevor T., License #120466.** Dr. Hmielewski admitted that, as a PIC, he allowed an individual to work as a pharmacy technician for two months prior to the date on which that individual was first registered as a pharmacy technician. Consequently, the Board adopted a stipulation and consent order at its April 30, 2014 meeting that reprimanded Dr. Hmielewski and required him to pay a civil penalty in the amount of \$250.

**Parry, David M., License #111803.** Mr Parry was the owner of a pharmacy in which multiple violations related to the dispensing of controlled substances occurred. Controlled substances were dispensed to residents of long-term care facilities even though the pharmacy had not received legally valid prescriptions. The purported prescriptions received by the pharmacy did not contain some of the information required by federal and state law, such as a quantity; the prescriber's full name, signature, and address; and the date on which the prescription was written. Mr Parry admitted that he personally dispensed controlled substances without receiving legally valid prescriptions. Some of the purported prescriptions were actually refill requests for Schedule II controlled substances that were faxed to the pharmacy by a long-term care facility. That facility had never obtained prescriptions or orders from the prescribers in question. The pharmacy dispensed controlled substances based on these refill requests without obtaining a valid prescription. In addition, biennial inventories were not completed for the pharmacy in a timely manner. An audit of the pharmacy conducted by Board surveyors revealed significant shortages of several Schedule II controlled substances. Mr. Parry also admitted that he was not completing certification and quality assurance checks for filled prescriptions. Consequently, the Board adopted a stipulation and consent order at its April 30, 2014 meeting that reprimanded Mr Parry and required him to pay a civil penalty in the amount of \$10,000.

**Walgreens Pharmacy #2805, License #259859.** Representatives of this pharmacy admitted that, when a patient presented at the drive-thru to pick up a filled prescription, he was also given two other prescriptions that had been filled for a different patient. While records indicated that the patient was counseled, it was unclear whether the patient actually was counseled because none of the pharmacists on duty recalled counseling the patient. This Walgreens pharmacy did not utilize a refusal log to document when patients refused consultation and the pharmacy's system for indicating whether a consultation occurred did not meet Board standards. Consequently, the Board adopted a stipulation and consent order at its April 30, 2014 meeting that reprimanded the pharmacy and required payment of a civil penalty in the amount of \$2,000.

### **December, 2013 through March, 2014**

**Mach, Daniel S., License #118941.** Dr. Mach certified a prescription for amoxicillin, which was dispensed to and taken by the patient, even though the patient's profile indicated an allergy to penicillin. He admitted that he routinely overrode allergy alerts and simply put a note on the prescription receipt to discuss the allergy with the patient. However, the caretaker for the patient did not receive counseling. Consequently,

the Board adopted a stipulation and consent order at its January 28, 2014 meeting that reprimanded Dr Mach and required him to pay a civil penalty in the amount of \$1,000.

**Cary, Erin M., License #118659.** Dr. Cary incorrectly certified a prescription for sertraline as being accurately filled even though the prescription vial contained warfarin. She did not check the contents of the manufacturer's stock bottle or compare it with the contents of the prescription vial when certifying the prescription, in violation of Minnesota Rules 6800.3100, Subp. 3(c). Instead, she only compared the National Drug Code on the manufacturer's stock bottle and the prescription vial. Consequently, the Board adopted a stipulation and consent order at its March 12, 2014 meeting that reprimanded Dr. Cary and required her to pay a civil penalty in the amount of \$1,000.

The Board administratively revoked the registrations of the following pharmacy technicians after receiving notification from the Minnesota Department of Revenue that they owed \$500 or more in delinquent taxes, penalties, or interest, or have not filed returns: **Khan, Lovern, #727277; Luevano, Rebecca, #726279; Pool, Lauren, #727672; Sheikh-Mohamed, Sadia, #727154; Williams, David, #727487; Williams, Melissa, #727581; Garvey, Patricia, #701877 (later reinstated, see below); and Her, Yeev, #716282 (later reinstated, see below).**

The Board administratively issued reinstatement orders for the following pharmacy technicians upon receiving notification from the Minnesota Department of Revenue that they had satisfactorily resolved their tax-related cases: **Baracaldo, Camilo, #715788; Zarate, Alicia, #701877; and Her, Yeev, #716282.**

## **October and November, 2013**

The Board administratively revoked the registrations of the following pharmacy technicians after receiving notification from the Minnesota Department of Revenue that they owe \$500 or more in delinquent taxes, penalties, or interest, or have not filed returns: **Lavigne, Kathleen, Registration #727388; Carter, Christen, Registration #724867; Baracaldo, Camilo, Registration #715788; Landstrom, Delia, Registration #704732; Ottman, Jesse, Registration #727162; and Brown, Jazzmine, Registration #726882.**

The Board administratively reinstated the registrations of the following pharmacy technicians upon receiving notification from the Minnesota Department of Revenue that they had satisfactorily resolved their tax-related cases: **Lange, Carissa, Registration #726999 and Wermager, Brooke, Registration #727821.**

## **June through September, 2013**

**Condon, John P., License #114558.** On November 9, 2011, the Board adopted a stipulation and consent order suspending Mr. Condon's license due to a history of diversion and chemical dependency. The 2011 order permitted Mr. Condon to petition for reinstatement of his license if he could demonstrate that he had remained sober and free from mood-altering chemicals during the 12 months preceding his petition. Mr. Condon submitted evidence that he had complied fully with the 2011 order. Consequently, at its July 30, 2013 meeting, the Board issued an order of reinstatement with the following conditions and limitations:

1. Enrollment in the Health Professionals Services Program and compliance with all terms of his participation agreement and monitoring plan; and
2. Practice limited to settings in which he either does not have access to controlled substances or, if he does have access to controlled substances, he is not the only licensed pharmacist on duty.



**Groehler, Scott A., License #114285.** Mr. Groehler admitted that he was responsible for taking back drugs that had been erroneously sold to a patient and then redispensing them to the correct patient. In addition, he admitted that he was responsible for a dispensing error that resulted in a child taking the incorrect drug for a one-month period of time. Upon being told by another pharmacist of the error, he did not notify either the parents of the patient or the prescriber. Consequently, the Board adopted a stipulation and consent order at its July 30, 2013 meeting that reprimanded Mr Groehler and required him to pay a civil penalty in the amount of \$2,500.

**Heller, Maureen O., License #120108.** Ms. Heller admitted that, as pharmacist-in-charge (PIC), she had allowed a pharmacy technician to work without being registered. Consequently, the Board adopted a stipulation and consent order at its September 18, 2013 meeting that reprimanded Ms. Heller.

**Lee, Kent R., License #112688.** Mr Lee admitted that he allowed his license to lapse but continued to work as a pharmacist between the dates of March 1, 2013 and May 23, 2013. In addition, he admitted that he completed 10 hours of continuing education (CE) for the 2010-2012 CE reporting cycle after the period ended. Consequently, the Board adopted a stipulation and consent order at its September 18, 2013 meeting that reprimanded Mr Lee and required him to pay a civil penalty in the amount of \$300.

**Fowler, Kapri R., Registration #718433.** Ms. Fowler admitted that she failed to renew her registration and worked as a pharmacy technician for two years without being registered. Consequently, at its July 30, 2013 meeting, the Board adopted a stipulation and consent order that reprimanded Ms. Fowler and required her to pay a civil penalty in the amount of \$250.

**Kuehl, Leigha A., Registration #723754.** Ms. Kuehl failed to respond to a notice of conference and, after proceeding with contested case procedures, the Board adopted Findings of Fact, Conclusions, and Final Order at its July 30, 2013 meeting. The order indefinitely suspends her registration. The Board found that Ms. Kuehl was convicted of 12 counts of fifth-degree felony procuring or possessing a controlled substance by fraud or deceit. Her convictions were based on her admission that she forged a nurse practitioner's name on prescriptions for hydrocodone written out to her husband. Records indicate that the respondent obtained 120 to 180 hydrocodone-containing tablets from a pharmacy between June 23, 2011 and March 26, 2012.

The Board administratively revoked the registrations of the following technicians upon receiving notification from the Minnesota Department of Revenue that they owe \$500 or more in delinquent taxes, penalties, or interest or have not filed returns: **Lange, Carissa, Registration #726999; Kweekeh, Gorpu, Registration #714747; Muhrer, Jason, Registration #727262; Deeble, Natalie, Registration #716042; Zarate, Alicia, Registration #727893; Wermager, Brooke, Registration #727821; and Michels, Nancy, Registration #722449.**

## **May, 2013**

**Hins, Dennis D., License #112063.** Mr. Hins erroneously dispensed methadone to a patient. The drug actually prescribed was methotrexate. He admitted that he was not doing quality assurance as required by Minnesota Rules 6800.3950, Subp 4. He further admitted that he had not developed a quality assurance policy, despite having been instructed to do so during an earlier routine inspection. Consequently, the Board adopted a stipulation and consent order at its May 1, 2013 meeting, which reprimanded Mr Hins, required

him to pay a civil penalty in the amount of \$2,500, and required him to complete a continuing education course focusing on error prevention.

**Anderson, Michelle G., Registration #702905.** Ms. Anderson admitted that she stole several bottles of prescription medications from her employer. As a result, she was charged with felony theft in December 2012. Consequently, at its May 1, 2013 meeting, the Board adopted a stipulation and consent order for the voluntary surrender of Ms. Anderson's registration.

**Sannes, Paige M., Registration #726105.** From September 2010 through December 2011, Ms. Sannes had multiple charges and convictions for alcohol-related offenses in North Dakota and Minnesota. As a result, her North Dakota registration as a pre-pharmacy intern was placed on conditional status in January 2012. The North Dakota State Board of Pharmacy revoked her registration in July 2012 for failure to submit required reports. Ms. Sannes also pleaded guilty to shoplifting in July 2012. She failed to fully disclose her convictions when registering with the Minnesota Board as a pharmacy technician in August 2012. Consequently, at its May 1, 2013 meeting, the Board adopted an order that reprimanded Ms. Sannes and required her to pay a \$250 civil penalty. In addition, Ms. Sannes was required to enroll in the Health Professionals Services Program (HPSP).

**AlixRx, License #263885.** Representatives of AlixRx admitted that personnel of the pharmacy compounded sterile products without proper training and that on at least one occasion, pharmacy technicians were working without proper supervision because the pharmacy was out of compliance with the allowed technician-to-pharmacist ratio. Consequently, the Board adopted an order at its May 1, 2013 meeting that reprimanded AlixRx and imposed a civil penalty of \$5,000.

### **September, 2012 through January, 2013**

**Gibson, Brian T., License #116035.** Mr. Gibson was the pharmacist responsible for the dispensing of a prescription that resulted in a 10-fold overdose of potassium. The patient was the resident of a nursing home. Mr Gibson contacted a nurse at the nursing home, rather than the prescriber, to verify the accuracy of the dose. In addition, he permitted a technician to accept the return call from the nurse, which is not a task that a technician is allowed to perform. Consequently, the Board adopted a stipulation and consent order at its October 31, 2012 meeting, which reprimanded Mr Gibson, required him to pay a civil penalty in the amount of \$2,500, and required him to take and pass the Pharmacist Assessment for Remediation Evaluation M (PARE) that is administered by the National Association of Boards of Pharmacy®.

**Haugerud, Sigrun, License #119035.** Dr. Haugerud incorrectly certified two prescriptions for controlled substances. In one case, a prescription was written for two fentanyl patches, but two boxes of patches were dispensed. In the other case, the prescription was clearly written for 14 tablets of MS Contin®, but 28 tablets were dispensed. In addition, the patients received no counseling for these prescriptions, which may have helped prevent the errors from occurring. Consequently, the Board issued a stipulation and consent order at its October 31, 2012 meeting that reprimanded Dr Haugerud and assessed a \$500 civil penalty.

**Klus, Erika A., License #117562.** Dr. Klus engaged in a pattern of conduct demonstrating an inability to practice pharmacy with reasonable skill and safety, which includes the regular use of an illicit controlled substance. Consequently, the Board adopted an order at its September 19, 2012 meeting that revoked her license.

**Lundstad, Lance J., License #119193.** Mr. Lundstad petitioned the Board for an unconditional license. The Board had placed conditions and limitations on his license in 2007 due to the fact that his Wisconsin license was under restriction in that state due to the diversion of CS. Since he had met all of the conditions of his previous order, the Board granted Mr Lundstad's petition and issued an order of unconditional licensure at its January 30, 2013 meeting.

**Schliemann, Nichole B., License #119500.** Dr. Schliemann agreed that a disciplinary order could be issued by the Board based on the following facts: she had been arrested twice for stealing merchandise from department stores; she had entered an Alford guilty plea to misdemeanor theft of drugs from a pharmacy at which she had worked; and a harassment restraining order had been issued against her based upon threatening phone calls she had made to a former pharmacy supervisor. Consequently, at its January 30, 2013 meeting, the Board issued a stipulation and consent order suspending Dr Schliemann's license. The suspension was stayed on condition that she successfully complete the Health Professionals Services Program and abstain from the use of mood-altering chemicals except those expressly prescribed for her.

**Van Beusekum, Valerie A., Registration #808942.** Ms. Van Beusekum admitted that she attempted to fill forged prescriptions for Lortab® and Methylin™. As a result, she pleaded guilty to felony fifth-degree procurement/possession of a controlled substance by fraud or deceit. Consequently, the Board adopted a stipulation and consent order at its January 30, 2013 meeting, which conditions Ms. Van Beusekum's continuing registration as an intern upon her participation in, and successful completion of, the Health Professionals Services Program.

## **April, May, and June, 2012**

**Gilberts, Mark E., License #115330.** Mr. Gilberts petitioned the Board to have his license reinstated. The Board suspended his license in January 2011 after he admitted to diverting controlled substances from his employer for his personal use. He also admitted that he consumed alcohol while on duty. In support of his petition, Mr. Gilberts supplied evidence to the Board demonstrating that he had complied with all of the conditions of his order. Consequently, at its June 20, 2012 meeting, the Board rescinded the January 5, 2011 order and issued a new order for reinstatement. Mr Gilberts must successfully participate in and complete the Health Professionals Services Program (HPSP) before he can petition the Board for an unrestricted license.

**Schimming, Angie L., License #116034.** Ms. Schimming admitted that she violated the terms of her HPSP agreement by failing to provide toxicology screens, failing to provide HPSP with copies of her prescriptions, and by abusing lorazepam by taking doses in excess of the prescribed amount. As a result of these violations, Ms. Schimming was unsatisfactorily discharged from HPSP. Discharge from HPSP violated the conditions of an order that the Board had previously imposed. Ms. Schimming further admitted that she was charged with gross misdemeanor driving while impaired and felony credit card fraud. Consequently, the Board adopted a stipulation and consent order at its April 4, 2012 meeting, suspending her license for an indefinite period of time.

**Swanson, Amy L., License #116161.** Ms. Swanson admitted to incorrectly certifying a prescription, resulting in a patient receiving mefloquine instead of chloroquine. The pharmacy did not have chloroquine in stock and mefloquine was substituted without the approval of the prescriber. In addition, Ms. Swanson admitted that the mefloquine that was initially dispensed had expired before the date of dispensing and was thus an adulterated drug. The patient returned the expired product and it was replaced with unexpired mefloquine,

again without the permission of the prescriber. The patient ingested the mefloquine and experienced significant adverse reactions. Consequently, the Board adopted a stipulation and consent order at its May 9, 2012 meeting, reprimanding Ms. Swanson and imposing a \$1,000 civil penalty.

**Wachtl, Jason R., License #119029.** Dr. Wachtl petitioned the Board to have certain limitations on his license removed. The Board issued a stipulation and consent order on February 25, 2011, based upon his use of fraudulent prescriptions to obtain controlled substances. In support of his petition, Dr Wachtl supplied evidence to the Board demonstrating that he had complied with all of the conditions of his order. Consequently, at its April 4, 2012 meeting, the Board issued an order of partial reinstatement that removed certain limitations that had been placed on his license. Dr Wachtl may now serve as a preceptor, work as a pharmacist-in-charge, and is not required to have another individual on duty when working in a setting with controlled substances.

**Minnesota Independent Cooperative, License #361687.** Minnesota Independent Cooperative admitted that it purchased drugs from B&Y Wholesale Distributors, Inc., a company located in Puerto Rico that was not licensed by the Board as a nonresidential wholesaler at the time that the purchases were made. Consequently, the Board adopted a stipulation and consent order at its April 4, 2012 meeting, Minnesota Independent Cooperative and imposing a \$10,000 civil penalty.

## **January and February, 2012**

**Keaveny, Katherine A., License #113573.** Ms. Keaveny admitted diverting controlled substances from her employer in Indiana and giving them to other individuals. The Indiana Board of Pharmacy subsequently revoked her license to practice pharmacy and the Illinois State Board of Pharmacy placed her license in a “refuse to renew” status. Ms. Keaveny was charged in Indiana with felony theft and with felony possession of a controlled substance with the intent to distribute. Her criminal case in Indiana was resolved with a stay of imposition and probation. Consequently, at its February 22, 2012 meeting, the Board issued a stipulation and consent order that suspends Ms. Keaveny’s license to practice pharmacy. She may not petition for a reinstatement of her license for a minimum of three years.

**Lundholm, Mandy E., License #119378.** Dr. Lundholm admitted to the diversion of controlled substances from her employer, which she used to self-medicate headache pain. She had not received valid prescriptions from a practitioner for those controlled substances. Consequently, at its January 11, 2012 meeting, the Board issued a stipulation and consent order suspending Dr. Lundholm’s license. The suspension was stayed on condition that she successfully complete the Health Professionals Services Program, abstain from the use of mood-altering chemicals except those expressly prescribed for her, undergo a neuropsychological evaluation, and comply with any recommendations the evaluator might have. Dr Lundholm will not be allowed to work in a pharmacy without being supervised by another licensed pharmacist, may not be the pharmacist-in-charge of a pharmacy, and may not act as a preceptor.

**Yang, Chao, License #116552.** Dr. Yang admitted that he failed to renew his pharmacist license in a timely manner and that he worked without a valid license from March 1, 2010 until March 21, 2011. Consequently, the Board adopted a stipulation and consent order at its January 11, 2012 meeting, reprimanding Dr Yang and assessing a civil penalty of \$1,275.

## **November, 2011**

**Bentz, Robert H., License #114446.** Mr. Bentz allowed his Minnesota pharmacist license to lapse on March 1, 2011. Mr Bentz also admitted to the diversion of tramadol from his employer for his personal use. He also acknowledged that he had been discharged from the Health Professionals Services Program for noncompliance on May 4, 2011. Consequently, at its November 9, 2011 meeting, the Board issued a Stipulation and Consent Order that reprimands Mr Bentz and establishes conditions that he must meet before he will be allowed to renew his license.

**Condon, John P., License #114558.** Mr. Condon admitted to diverting methadone, fentanyl, and hydromorphone from his employer for his personal use over a nine to 12-month period of time. He also admitted that he is unable to practice pharmacy in a dispensing setting at this time. Consequently, the Board adopted a Stipulation and Consent Order at its November 4, 2011 meeting, indefinitely suspending Mr. Condon's license and setting conditions that he must meet in order for the suspension to be lifted.

**Sporer, Amy E., License #117558.** Ms. Sporer was discharged from the Health Professionals Services Program after several toxicology screens were positive for metabolites of ethyl alcohol. She also admitted to ingesting a tablet containing morphine that was not prescribed for her. These were violations of an order that the Board issued on January 14, 2009. Consequently, at its November 4, 2011 meeting, the Board rescinded the previous order and adopted a new Stipulation and Consent Order that requires her to successfully complete the Health Professionals Services Program and abstain from the use of mood-altering chemicals. The order also prohibits her from serving as a pharmacist-in-charge.

**Pharmerica, License #261548.** Pharmerica admitted that 37 pharmacy technicians were allowed to continue working for approximately six weeks in January and February of 2011 even though their registrations had not been renewed by December 31, 2010. Consequently, at its November 4, 2011 meeting, the Board adopted a Stipulation and Consent Order that reprimands Pharmerica and imposes a civil penalty of \$5,550.

## **August, 2011**

**Elo, Thomas W., License #111768.** Mr. Elo admitted to the diversion of controlled substances from his employer for his personal use. He further admitted to the daily use of alcohol for a period of five or six years. Consequently, at its August 10, 2011 meeting, the Board issued a stipulation and consent order that suspends Mr. Elo's license but stays the suspension on condition that he successfully completes participation in the Health Professionals Services Program and abstains from the use of mood-altering chemicals not expressly prescribed for him. The Board also imposed a civil penalty in the amount of \$500.

**Katz, Roy D., License #119612.** Mr. Katz acknowledged that, after being licensed by the Board via reciprocity, he pleaded guilty in Connecticut Superior Court to two counts of misdemeanor, fourth-degree vendor fraud after being charged with improperly dividing 30-, 60-, and 90-day prescriptions into seven-day units, thus generating multiple dispensing fees when only one dispensing fee was legally payable, resulting in fraudulent charges extrapolated to \$3,283,403.88. Consequently, the Board adopted a stipulation and consent order at its August 10, 2011 meeting, reprimanding Mr. Katz and assessing a civil penalty in the amount of \$2,500. In addition, the Board placed the following limitation on his license: no participation in Medicare, Medicaid, or any other federal health care program until he is reinstated into such programs. The Board further imposed the following conditions: completion of the course "Preventing Fraud, Waste and

Abuse in Pharmacy Practice – 2011” and submission of a typewritten paper at least four pages in length that addresses what Mr Katz has learned and achieved from completing the above-mentioned course.

**Passe, Lori J., License #118772.** Dr. Passe petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license after she admitted that she had participated in the dispensing and distribution of orders for legend drugs that were not legitimate prescriptions in that they were based on online questionnaires. The Board granted her petition and issued an order of unconditional license at its August 10, 2011 meeting.

## **May and June, 2011**

**Bladow, Steven L., License #119838.** Dr. Bladow admitted that he filled 24 controlled substance prescriptions, for a single patient, even though he knew the prescriptions to be fraudulent. Consequently, at its June 15, 2011 meeting, the Board issued a stipulation and consent order that places the following limitations on Dr. Bladow's license: he must be supervised by another pharmacist if he is employed in a work setting related to the practice of pharmacy; he may not have access to any controlled substances in his work setting; he may not be a pharmacist-in-charge or a preceptor; and any employment as a pharmacist must be pre-approved by the Board's executive director. The Board also placed the following conditions on his license: he must submit evidence of completion of 15 hours of continuing education focusing on professional boundaries, pharmacy and controlled substance laws, and the duties of pharmacists and prescribers in relation to controlled substances; he must submit evidence of successful completion of an assertiveness training seminar; and he must submit a report, at least five pages long, addressing what he has learned through the above-mentioned education and training. The Board also imposed a civil penalty in the amount of \$2,500.

**Bullerman, Miles, License #111765.** Mr. Bullerman admitted that he was discharged from the Health Professional Services Program (HPSP) for noncompliance after several random toxicology screens were positive for the alcohol metabolites, ethyl glucuronide and ethyl sulfate. Consequently, the Board adopted a stipulation and consent order at its June 15, 2011 meeting suspending his license to practice pharmacy. The suspension was stayed on condition that Mr. Bullerman participates in HPSP and that he refrain from consuming substances known to interfere with the toxicology screening process, such as foods, beverages, and over-the-counter medications containing poppy seeds, hempseeds, or ethyl alcohol. He may petition for reinstatement of his license after he is successfully discharged from HPSP.

**Ciminski, John E., License #113712.** Mr. Ciminski agreed that he suffers from some degree of a medical condition. Given that his treating therapist has indicated that Mr. Ciminski has made substantial progress in treating his illness and that he is capable of practicing as a pharmacist on a part-time basis, the Board adopted a stipulation and consent order at its May 11, 2011 meeting. The order requires Mr. Ciminski to be monitored by the HPSP and allows him to petition for an unrestricted license following successful discharge from that program.

**Korsch, Charles D., License #112352.** Mr. Korsch acknowledged that, as owner and pharmacist-in-charge of Arrow-Pasek Pharmacy, he was responsible for numerous deficiencies, including failure: to document certification of prescriptions; perform quality assurance checks; maintain drug allergy information on patients; perform prospective drug utilization reviews; provide a description of medications on dispensing labels; maintain and reconcile a perpetual inventory of all Schedule II controlled substances; review and sign daily controlled substance logs; and provide evidence of completing a biennial controlled substances

inventory. He further admitted dispensing legend drugs without having valid prescriptions. Consequently, at its June 15, 2011 meeting, the Board issued a stipulation and consent order that suspends Mr. Korsch's license. The suspension was stayed on condition that Mr. Korsch not serve as a pharmacist-in-charge or a preceptor; name another pharmacist to act as pharmacist-in-charge of Arrow-Pasek Pharmacy; retake and pass the Multistate Pharmacy Jurisprudence Examination®; and comply with quarterly inspections for a minimum of 12 months. The Board also imposed a civil penalty in the amount of \$2,500.

**Muller, Jennifer L., Registration #713098.** Ms. Muller conceded that the Board may consider the following facts as true for the purpose of issuing a disciplinary order. Between July 2009 and February 2010, several hundred tablets of generic Percocet® went missing from the pharmacy where she was employed as a technician. On at least nine occasions during this time period, Ms. Muller removed 100 generic Percocet unit dose tablets from a narcotic control cabinet for the stated use of dispensing outpatient prescriptions. However, the product was returned to the control cabinet on only three of these occasions. Upon identification of these discrepancies, the pharmacy attempted a more thorough investigation of her actions by reviewing dispensing records. However, Ms. Muller had already taken many of the dispensing records home. The pharmacy asked her to return the records, but she failed to do so and instead tendered her resignation. Consequently, at its May 11, 2011 meeting, the Board adopted a stipulation and consent order accepting Ms. Muller's voluntary surrender of her pharmacy technician registration.

**Beal, Matthew G., Registration #719009.** Mr. Beal agreed that he had tried to obtain prescriptions for controlled substances at several different clinics during a short period of time in May 2009. He also admitted that he had inappropriately taken controlled substances from a "return bin" at the hospital at which he worked and that he had a chemical dependency problem. Consequently, at its May 11, 2011 meeting, the Board adopted a stipulation and consent order suspending his registration as a pharmacy technician. Mr. Beal may petition for the reinstatement of his registration following 12 months of documented, uninterrupted sobriety.

## **January, February, and March, 2011**

**Gilberts, Mark E., License #115330.** Mr. Gilberts admitted that he diverted controlled substances from his employer for his personal use, preparing fraudulent prescriptions to cover up the diversion. He also admitted that he consumed alcohol while on duty. Consequently, at its January 5, 2011 meeting, the Board adopted an order suspending Mr. Gilberts' license for an indefinite period of time. He may not petition for reinstatement of his license until he can demonstrate 12 months of uninterrupted sobriety and participation in chemical dependency rehabilitation.

**Jensen, James C., License #111475.** Mr. Jensen admitted that he diverted controlled substances from his employer for his personal use, preparing fraudulent prescriptions to cover up the diversion. He also admitted that he allowed a patient to return a controlled substance to the pharmacy at which he worked, ostensibly for destruction, but that he actually consumed the drug himself. Consequently, at its February 25, 2011 meeting, the Board adopted an order accepting the voluntary surrender of Mr. Jensen's license.

**McEachran, Michael W., License #115045.** Mr. McEachran acknowledged inappropriately using hydrocodone-containing controlled substances. He further admitted being unable to reach a participation agreement with the Health Professionals Services Program (HPSP), resulting in that program reporting him to the Board. Consequently, at its February 25, 2011 meeting, the Board issued an order that requires Mr. McEachran to participate in HPSP and prohibits him from being a preceptor.

**Melhus, Jacquelyn L., License #111261.** Ms. Melhus admitted that she diverted controlled substances from her employer for her personal use. She denied being chemically dependent but acknowledged that she has been treated for depression. At the Board's January 5, 2011 meeting it adopted an order accepting the voluntary surrender of Ms. Melhus' license. She may not petition for reinstatement of her license for at least 12 months, at which time she must demonstrate that she is capable of practicing pharmacy in a fit and competent manner and that she has had stable mental health for at least 12 months prior to the date of her petition.

**Mrozla, Donald L., License #112525.** Mr. Mrozla admitted that he diverted controlled substances from his employer for his personal use and acknowledged that he has been diagnosed with depression. At the Board's January 5, 2011 meeting it adopted an order that indefinitely suspends Mr. Mrozla's license. He may not petition for reinstatement of his license until he can demonstrate 12 months of both uninterrupted sobriety and stable mental health.

**Pobuda, Michel L., License #118034.** At the Board's March 17, 2010 meeting, it adopted an order reprimanding Dr. Pobuda for irregularities that occurred while she was the pharmacist-in-charge at a pharmacy. The order also assessed a \$1,000 civil penalty, required Dr. Pobuda to be evaluated by HPSP, and required her to have her pharmacy supervisors make certain reports to the Board on a regular basis. Dr. Pobuda violated the terms of that disciplinary order by not entering into an agreement with HPSP. Consequently, at its September 15, 2010 meeting, the Board rescinded her previous disciplinary order and suspended her license to practice pharmacy for an indefinite period of time. Dr. Pobuda subsequently petitioned the Board to reinstate her license. She admitted that she diverted controlled substances from her employer for her personal use but noted that she had successfully completed chemical dependency treatment and was participating in aftercare. At its January 5, 2011 meeting, the Board issued a new order that suspended Dr. Pobuda's license but stayed the suspension on condition that she participate in the HPSP. The following limitations were also established: (1) she may not be a preceptor or pharmacist-in-charge; (2) she may not have access to controlled substances; (3) she may not be employed as a pharmacist without the approval of the Board's executive director; and (4) she may not be involved in dispensing prescriptions unless she is supervised by another licensed pharmacist. The Board also assessed a civil penalty of \$1,500.

**Wachtl, Jason R., License #119029.** Dr. Wachtl admitted that he diverted controlled substances from his employer for his personal use, preparing fraudulent prescriptions to cover up the diversion. Consequently, at its February 25, 2011 meeting, the Board issued an order reprimanding Dr. Wachtl and requiring him to successfully complete HPSP monitoring. The order also established the following limitations: (1) he may not serve as a preceptor or as a pharmacist-in-charge; and (2) he may not work alone in any setting where he would have access to controlled substances.

## **November, 2010**

**Connell, Julie K., License #115359.** Ms. Connell petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license on May 9, 2007, based on an inappropriate relationship that she had with a patient. The Board granted her petition and issued an order of unconditional license at its November 10, 2010 meeting.

**Koski, James H., License #111356.** Mr. Koski admitted that he filled prescriptions for triamcinolone cream, clonazepam, and hydrocodone/APAP for a family member without proper authorization from the purported



prescriber. He further admitted that, as pharmacist-in-charge, he was aware that a pharmacy technician possessed a key to the pharmacy but did not take adequate measures to address this violation of rule and that he did not adequately account for multiple discrepancies in the inventory records that indicated significant shortages of certain Schedule III and IV controlled substances. At the Board's November 10, 2010 meeting it adopted an order that reprimands Mr. Koski. The order also assesses a \$2,500 civil penalty and prohibits Mr. Koski from serving as a pharmacist-in-charge for a period of at least 36 months.

**Schimming, Angie L., License #116034.** By stipulation and order, dated July 18, 2007, the Board suspended Ms. Schimming's license to practice pharmacy in Minnesota for an indefinite period of time, based upon her diversion and abuse of controlled substances and other medications. On July 16, 2008, the Board issued an order of reinstatement which, among other things, required Ms. Schimming to enroll in the Health Professional Services Program (HPSP) and to comply with all provisions of her HPSP participation agreement. She was unsatisfactorily discharged from HPSP earlier this year for relapsing and for not following treatment recommendations. Consequently, at its November 10, 2010 meeting, the Board adopted an order prohibiting Ms. Schimming from working in a setting where she has access to controlled substances. The order also requires her to enter into and complete a HPSP participation agreement.

## **June, July, August and September, 2010**

**Kerwin, Thomas L. License #117646.** The Board revoked the registration of Mr. Kerwin after receiving a notice of license revocation from the Minnesota Department of Revenue indicating that he owes \$500 or more in delinquent taxes, penalties, or interest or has not filed a return.

**Kriz, Thomas E. License #111357.** Mr. Kriz petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on his license on July 16, 2008, based on respondent's involvement in an illegal online pharmacy operation. The Board granted his petition and issued an order of unconditional license at its July 14, 2010 meeting.

**Mahlendorf, Laura L. License #118771.** Ms. Mahlendorf petitioned the Board to have limitations lifted from an order that the Board issued on January 10, 2007. That order was based on her diversion and unauthorized use of controlled substances. The Board granted her petition by removing the limitation that prevented her from being a "traveling" or "floating" pharmacist - provided that she can work for only one pharmacy employer. The Board also removed the limitations that prevented her from being a pharmacist-in-charge or a preceptor. The Board issued an amended order outlining these changes at its September 15, 2010 meeting.

**Pobuda, Michel L., License #118034.** Dr. Pobuda admitted that, while she was pharmacist-in-charge of a community pharmacy, there were unaccounted for shortages of hydrocodone-containing controlled substance products. In addition, she admitted that she sometimes went into the pharmacy office and slept during episodes of migraine headaches, leaving technicians to work in the pharmacy unsupervised. She further admitted that on two occasions, while she was on duty, she was observed to have slurred speech, fluttering eye movements, and difficulty standing without supporting herself on the counter. At the Board's March 17, 2010 meeting it adopted an order reprimanding Dr. Pobuda. The order also assessed a \$1,000 civil penalty, required Dr. Pobuda to be evaluated by Health Professionals Services Program (HPSP), and required her to have her pharmacy supervisors make certain reports to the Board on a regular basis. Dr. Pobuda violated the terms of her disciplinary order by not entering into an agreement with HPSP.

Consequently, at its September 15, 2010 meeting, the Board rescinded her previous disciplinary order and suspended her license to practice pharmacy for an indefinite period of time.

**Swanson, Amy L., License #116161.** Ms. Swanson petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license in September 2007 after she admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. The Board granted Ms. Swanson's petition and issued an order of unconditional license at its September 15, 2010 meeting.

**Schouweiler, Gregory J., License #112153.** Mr. Schouweiler admitted that he failed to certify prescriptions as required by Minnesota Rule 6800.3100, subpart 3; failed to complete quality assurance checks as required by Minnesota Rule 6800.3950, subpart 4; and dispensed clonazepam for a family member without a legally valid prescription. (The prescription was written for lorazepam and Mr. Schouweiler substituted clonazepam without first obtaining permission from the prescriber to do so). The Board issued a stipulation and consent order at its September 15, 2010 meeting that reprimanded Mr. Schouweiler and assessed a civil penalty of \$500.

### **March, April, and May, 2010**

**Ahlquist, Susan S., License #112631.** Ms. Ahlquist petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license in May of 2004 after she admitted to consuming alcohol in a manner that could cause conduct endangering the public health. The Board granted Ms. Ahlquist's petition and issued an order of unconditional license at its May 12, 2010 meeting.

**DeBernardi, Michael J., License #112554.** Mr. DeBernardi failed to appear at a scheduled meeting of the Board's Complaint Review Panel to discuss allegations that he had consumed alcohol in a manner that could cause conduct endangering the public health. He further failed to respond to a notice of and order for prehearing conference and hearing. Consequently, at its May 12, 2010 meeting, the Board adopted a Findings of Fact, Conclusions, and Final Order that suspends Mr. DeBernardi's license for an indefinite period of time.

**Growette, Jessica A., License #115628.** Ms. Growette petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license in December of 2007 after she admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. The Board granted Ms. Growette's petition and issued an order of unconditional license at its May 12, 2010 meeting.

**Lundstad, Lance J., License #119193.** Mr. Lundstad petitioned the Board for an amendment to his 2007 stipulation and consent order that would allow him to work alone in a pharmacy. The Board had placed conditions and limitations on his license in 2007 due to the fact that his Wisconsin license was under restriction in that state due to the diversion of controlled substances. The Board granted Mr. Lundstad's petition and issued an amended order at its May 12, 2010 meeting.

**Sanders, Robin, License #113801.** Mr. Sanders admitted that he diverted controlled substances from his employer. He also agreed that the Board could consider a number of facts to be true for the purpose of settling his case, including that a large quantity of controlled substances went missing from the pharmacy at which he was pharmacist-in-charge. Consequently, at its May 12, 2010 meeting, the Board issued a

stipulation and consent order that accepted the voluntary surrender of Mr. Sanders' license. Mr. Sanders will not be eligible to petition for reinstatement of his license for a minimum of three years.

## **December, 2009, and January and February, 2010**

**Boos, Jodi A. License #114230.** Ms. Boos petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license in June of 2006 after she admitted to diverting controlled substances from her employer for her personal use. The Board granted Ms. Boos' petition and issued an order of unconditional license at its January 20, 2010 meeting.

**Duffee, Robert I. License #113195.** Mr. Duffee admitted that he failed to comply with the terms of his Health Professional Services Program (HPSP) participation agreement, which he entered into after self-reporting the diversion of controlled substances from his employer for his personal use. By order adopted at its March 17, 2010 meeting, the Board placed limitations on his license, including: licensee must be monitored by video cameras while working in the pharmacy. In the event that the pharmacy has no such cameras, at least one other pharmacist or pharmacy technician must be on duty and present in the pharmacy whenever licensee is on duty. The Board also ordered him to participate in HPSP and to comply with his participation agreement. The order will remain in effect until Mr. Duffee successfully completes the HPSP program.

**Folden, James A. License #112789.** Mr. Folden petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on his license in July of 2008 after he admitted to diverting controlled substances from his employer for his personal use. The Board granted Mr. Folden's petition and issued an order of unconditional license at its March 17, 2010 meeting.

**Pobuda, Michel L. License #118034.** Dr. Pobuda admitted that, while she was pharmacist-in-charge of a community pharmacy, there were unaccounted for shortages of hydrocodone-containing controlled substance products. In addition, she admitted that she sometimes went into the pharmacy office and slept during episodes of migraine headaches, leaving technicians to work in the pharmacy unsupervised. She further admits that on two occasions, while she was on duty, she was observed to have slurred speech, fluttering eye movements, and difficulty standing without supporting herself on the counter. At the Board's March 17, 2010 meeting it adopted an order reprimanding Dr. Pobuda. The order also assesses a \$1,000 civil penalty, requires Dr. Pobuda to be evaluated by HPSP, and requires her to have her pharmacy supervisors make certain reports to the Board on a regular basis. The order will remain in effect until Dr. Pobuda has worked as a pharmacist for 2,000 hours and has completed her participation in HPSP, if she is found eligible for participation in that program.

**Raths, Kathryn A. License #114856.** Ms. Raths petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions and limitations on her license in April of 2007 after she admitted to diverting controlled substances from her employer for her personal use. The Board granted Ms. Rath's petition and issued an order of unconditional license at its March 17, 2010 meeting.

## **September, October, and November, 2009**

**Anderson, Dean A. License #111928.** Mr. Anderson petitioned the Board for reinstatement of an unrestricted license. The Board had placed conditions on his license in November of 2004 after he admitted

to diverting controlled substances from his employer for his personal use. The Board granted Mr. Anderson's petition and issued an order of reinstatement at its December 2, 2009 meeting.

**Washburn, Robert A. License #110491.** Earlier this year, Mr. Washburn's license was suspended because he had been discharged from the Health Professionals Services Program (HPSP) for noncompliance and because he had admitted to consuming controlled substances that were not prescribed for him. The suspension was stayed, conditional on his enrollment in HPSP, adherence to his HPSP participation agreement, and his abstaining from the use of mood-altering substances. Although he did enroll in HPSP, Mr. Washburn was subsequently discharged for noncompliance. Consequently, the Board suspended his license indefinitely at a special meeting held on November 2, 2009. Mr. Washburn will have to demonstrate that he has maintained sobriety for a minimum of 12 months, as well as meeting several other conditions, before he can petition the Board for reinstatement of his license.

### **June, July, and August, 2009**

**Hayenga, Timothy J., License # 115088.** Mr. Hayenga admitted to diverting controlled substances from his employer and to the unauthorized personal use of those drugs. At its April 1, 2009 meeting, the Board suspended his license but stayed the suspension on condition that he enter into a participation agreement with the Health Professional Services Program (HPSP), pay a civil penalty in the amount of \$300, and comply with all provisions of any court order that is issued in the event that he is convicted of any criminal offenses relating to the diversion of controlled substances. Mr. Hayenga violated the terms of his disciplinary order by not entering into an agreement with HPSP and not paying his civil penalty. Consequently, the Board rescinded his previous disciplinary order, suspended his license to practice pharmacy for an indefinite period of time, and imposed a \$1,000 civil penalty.

**Silivongxay, Phonesagnam J., License # 118456.** Dr. Silivongxay admitted to diverting controlled substances from his employer and to the unauthorized personal use of those drugs. At its February 18, 2009 meeting, the Board placed him on probation for three years or until successful completion of a participation agreement with HPSP, whichever is later. He was also assessed a civil penalty of \$300, required to meet with a Board member on a regular basis, and required to notify any pharmacy employer about his disciplinary order within a specified period of time. Dr. Silivongxay violated his disciplinary order by not entering into a participation agreement with HPSP, not paying his civil penalty, not meeting with the assigned Board member, and not notifying a new pharmacy employer about his disciplinary action. Consequently, the Board rescinded his previous disciplinary order, suspended his license to practice for an indefinite period of time, and imposed a \$1,000 civil penalty.

### **March, April, and May, 2009**

**Astrup, Daniel, License #113575.** Mr. Astrup petitioned the Board for the reinstatement of an unrestricted license. He had been on probation with the Board since 2004 for activities involving the diversion and personal use of controlled substances. The Board granted the petition and issued an Order of Reinstatement.

**Hayenga, Timothy J., License #115088.** Mr. Hayenga admitted to diverting controlled substances from his employer and to the unauthorized personal use of those drugs. The Board suspended his license but stayed the suspension on condition that he enter into a participation agreement with the Health Professionals Services Program, pay a civil penalty in the amount of \$300, and comply with all provisions of any court

order that is issued in the event that he is convicted of any criminal offenses relating to the diversion of controlled substances.

**Ploszay, Thomas M., License #112617.** Mr. Ploszay petitioned the Board for the reinstatement of an unrestricted license. He had been on probation with the Board since 2006 for several practice-related deficiencies, which had resulted in a number of dispensing errors. The Board granted the petition and issued an Order of Reinstatement.

**Scott, Craig J., License #114393.** Mr. Scott petitioned the Board for the reinstatement of his license. His license had been suspended by the Board on January 30, 1997, for the diversion and personal use of controlled substances. The Board issued an Order Denying Reinstatement of Pharmacist License that allows Mr. Scott to re-petition for reinstatement of his license after completing 800 hours of internship, completing 60 hours of continuing education, passing the Multistate Pharmacy Jurisprudence Examination® (MPJE®) and obtaining a current chemical dependency evaluation.

**Snyder, Timothy B., License #112876.** Mr. Snyder petitioned the Board for reinstatement of his license. His license had been suspended by the Board on March 5, 2008, after he admitted to the habitual consumption of alcohol in a manner that could cause conduct endangering public health. The Board granted his petition and issued an Order to Reinstate License with Conditions. Mr. Snyder must enter into and abide by a participation agreement with the Health Professionals Services Program. He may petition the Board to remove limitations placed on his license no sooner than June 10, 2012.

**Thompson, Thomas A., License #110509.** Mr. Thompson petitioned the Board for approval of his application for relicensure as a pharmacist. He had voluntarily surrendered his license in August 2008 after admitting he participated in the dispensing and distribution of orders for controlled substances that were not legitimate prescriptions in that they were not issued in the usual course of professional practice. The Board granted his petition and issued a Stipulation and Consent Order with the following limitations and conditions. Mr. Thompson must pass the MPJE, may not own or have a controlling ownership interest in any pharmacy in Minnesota, may not serve as a pharmacist-in-charge, and may not register or serve as a preceptor. Mr. Thompson may not petition for removal of the limitations prior to June 10, 2014.

## **December, 2008 and January and February, 2009**

**Anderson, Dean A., License #111928.** Mr. Anderson petitioned the Board to modify his previously issued Stipulation and Consent Order so that he can work in a pharmacy or other facility in which controlled substances are handled, without another pharmacist being on duty at the same time. The Board granted the petition and issued an amended Order.

**Letourneau, Sandra J., License #111869.** Ms. Letourneau was unsatisfactorily discharged from the Health Professionals Services Program (HPSP) based on her refusal to sign and return a participation agreement. She then contacted the Board and offered to voluntarily surrender her license. The Board accepted her offer and issued an Order of Voluntary Surrender.

**Silivongxay, Phonesang J., License #118456.** Dr. Silivongxay admitted to diverting controlled substances from his employer and to the unauthorized personal use of those drugs. He was placed on probation for three years or until he successfully completes a participation agreement with HPSP, whichever is later. He was also assessed a civil penalty of \$300.

**Sporer, Amy E., License #117558.** Dr. Sporer admitted to the theft of controlled substances from her employer and to the unauthorized personal use of those drugs. She was placed on probation for three years or until she successfully completes a participation agreement with HPSP, whichever is later. She was also assessed a civil penalty of \$300.

**Washburn, Robert A., License #110491.** Mr. Washburn was discharged from HPSP for noncompliance with his participation agreement. He further admitted to consuming controlled substances that were not prescribed for him. His license was suspended with the suspension stayed on condition that he participate in HPSP and adhere to his participation agreement and that he abstain from the use of mood-altering substances, except those that are prescribed for him.

### **September, October, and November, 2008**

**Schultz, Lyndon, License #111267.** Mr. Schultz petitioned the Board for reinstatement of an unrestricted license to practice pharmacy. The Board had suspended his license on May 5, 2004, based on his diversion of controlled substances. The Board granted the petition and issued an Order of Reinstatement.

**Jordan, Marjorie, License #114180.** Ms. Jordan was found to have engaged in the habitual indulgence in narcotics and intoxicating liquors in a manner that could endanger the public. At its September 10, 2008 meeting, the Board issued a stipulation and consent order that placed Ms. Jordan on probation and referred her to the Health Professional Services Program. Ms. Jordan subsequently offered to voluntarily surrender her license. The Board accepted her offer and issued of Voluntary Surrender at its December 3, 2008 meeting.

### **June, July, and August, 2008**

**Boris, Angie L., License #116034.** Ms. Boris petitioned the Board for reinstatement of her license to practice pharmacy. The Board had suspended her license on July 18, 2007, based on her diversion and abuse of controlled substances and other medications. The Board granted Ms. Boris' petition and issued an Order of Reinstatement and Probation, with the stipulation that she be on probation for three years, or until she successfully completes the Health Professionals Services Program (HPSP) program, whichever is later.

**Dreher, Sue Ann, License #113458.** Ms. Dreher petitioned the Board for reinstatement of an unconditional license to practice pharmacy. The Board had placed her on probation because of violations of the Health Insurance Portability and Accountability Act. Since Ms. Dreher complied with and fulfilled the terms and conditions of the Stipulation and Order issued on December 12, 2007, the Board granted her petition and issued an Order of Unconditional License.

**Folden, James, License #112789.** Mr. Folden admitted to the theft of controlled substances from his employer and the unauthorized personal use of those drugs. He was placed on probation for three years or until he successfully completes a participation agreement with HPSP, whichever is sooner. He was also assessed a civil penalty of \$400.

**Kriz, Thomas E., License #111357.** Mr. Kriz admitted that he participated in the dispensing and distribution of orders for controlled substances that were not legitimate prescriptions in that they were not issued in the usual course of professional practice. Instead, the purported prescriptions were written by a physician and a

physician assistant for customers of an Internet Web site. The Board reprimanded Mr. Kriz and placed him on probation for two years. He was also assessed a civil penalty of \$1,000.

**Passe, Lori, License #118772.** Ms. Passe admitted that she participated in the dispensing and distribution of orders for legend drugs that were not legitimate prescriptions in that they were based on online questionnaires. The purported prescriptions were written by a physician for customers of two Internet Web sites. The drugs involved included carisoprodol, tramadol, and generic versions of Fioricet®. The Board reprimanded Ms. Passe and placed her on probation for three years. She was also assessed a civil penalty of \$1,000.

**Paulson, Robert W., License #110783.** Mr. Paulson admitted that he participated in the dispensing and distribution of orders for controlled substances that were not legitimate prescriptions in that they were not issued in the usual course of professional practice. Instead, the purported prescriptions were written by a physician and a physician assistant for customers of an Internet Web site. The Board reprimanded Mr. Paulson and placed him on probation for three years. He was also assessed a civil penalty of \$5,000.

**Steege, Donald, License #112405.** Mr. Steege admitted that he participated in the dispensing and distribution of orders for legend drugs that were not legitimate prescriptions in that they were based on online questionnaires. The purported prescriptions were written by a physician for customers of two Internet Web sites. The drugs involved included carisoprodol, tramadol, and generic versions of Fioricet. The Board reprimanded Mr. Steege and placed him on probation for three years. He was also assessed a civil penalty of \$10,000.

**Thompson, Thomas A., License #110509.** Mr. Thompson admitted that he participated in the dispensing and distribution of orders for controlled substances that were not legitimate prescriptions in that they were not issued in the usual course of professional practice. Instead, the purported prescriptions were written by a physician and a physician assistant for customers of an Internet Web site. Mr. Thompson also admitted to several other violations of state laws and rules, primarily involving the processing of prescription orders for long-term care facilities. Mr. Thompson agreed to voluntarily surrender his license to practice pharmacy and was also assessed a civil penalty of \$10,000.

**Byron Marketplace Pharmacy, License #262468.** Mr. C. Dennis McDonough, president of Weber & Judd, signed an order admitting that pharmacists practicing at Byron Marketplace Pharmacy participated in the dispensing and distribution of orders for legend drugs that were not legitimate prescriptions in that they were based on online questionnaires. The purported prescriptions were written by a physician for customers of two Internet Web sites. The drugs involved included carisoprodol, tramadol, and generic versions of Fioricet. The Board reprimanded the pharmacy, placed its license on probation for three years and imposed a \$25,000 civil penalty.

## **March, April, and May, 2008**

**Anderson, Dean A., License #111928.** Mr. Anderson petitioned the Board to have his stipulation and consent order modified so that he would be allowed to work in a pharmacy or other facility in which controlled substances are handled. The Board granted his request, on the condition that another pharmacist is on duty in the pharmacy or facility whenever Mr. Anderson is on duty.

**Berglund, Daniel K., License #112539.** Mr. Berglund admitted to the diversion of controlled substances for personal use. He also acknowledged consuming alcohol in violation of his Health Professionals Services

Program participation agreement. He informed the Board that he no longer wanted to practice as a pharmacist and the Board accepted the voluntary surrender of his license.

**Samuelson, John T., License #111321.** Mr. Samuelson admitted that he violated some of the conditions of a stipulation and consent order that was issued by the Board in 2004. He also admitted to violation of state and federal statutes and rules involving the handling and dispensing of controlled substances. The Board suspended his license for 60 days, after which time his license will be placed on probation for an additional three years. The Board also required him to complete continuing education programs covering pharmacy law, to maintain an error log for all controlled substance prescriptions, and to pay a civil penalty of \$1,500.

### **December, 2007 and January and February, 2008**

**Bullerman, Miles, License #111765.** Mr. Bullerman admitted to violating his probation by consuming alcohol, and his license was suspended indefinitely. He may petition for reinstatement of his license after he demonstrates six consecutive months of sobriety. If reinstatement is granted, Mr. Bullerman will be placed on probation until he successfully completes participation in the Health Professionals Services Program.

**Snyder, Timothy B., License #112876.** Mr. Snyder admitted to the habitual consumption of alcohol in a manner that could cause conduct endangering public health. He may petition for reinstatement of his license after he demonstrates 12 consecutive months of sobriety. If reinstatement is granted, Mr. Snyder will be placed on probation until he successfully completes participation in the Health Professionals Services Program.

### **September, October, and November, 2007**

**Dreher, Sue Ann, License #113458.** Ms. Dreher admitted to violating state and federal privacy laws by accessing the health care records of several individuals without authorization and without having a valid purpose for doing so. She was reprimanded and placed on probation for 180 days, or until she successfully completes a continuing education program concerning the Health Insurance Portability and Accountability Act of 1996 privacy standards, whichever is later. She was also assessed a civil penalty of \$600.

**Evenson, Jon A., License #115013.** Mr. Evenson successfully completed his probation, and the Board granted his petition for an unrestricted license.

**Fedie, Kathy A., License #117094.** Ms. Fedie successfully completed her probation, and the Board granted her petition for an unrestricted license.

**Growette, Jessica, License #115628.** Ms. Growette admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. She also entered a guilty plea to a charge of driving while impaired. She was placed on probation for an indefinite period of time, until she successfully completes a participation agreement with the Health Professional Services Program (HPSP). She was also assessed a civil penalty of \$300 and will be required to make restitution to her former employer if ordered to do so by a court of law.

**Jonas, Daniel T., License #114830.** Mr. Jonas was found to have violated the terms of a stipulation and consent order issued by the Board in 2005. He was discharged by the HPSP for noncompliance with his participation agreement and terminated by his employer for allegedly diverting controlled substances. His license to practice pharmacy was suspended for an indefinite period of time, and he will not be allowed to



petition for reinstatement for two years. Should a petition for reinstatement be granted at that time, he will be placed on probation for an additional three years.

**Lokensgard, Michael E., License #110159.** Mr. Lokensgard was found to have violated a number of rules and to have practiced pharmacy in a deficient manner. He was placed on probation for five years, limited to working no more than 20 hours per week, and prohibited from working unless another pharmacist is on duty at the same time.

**Schroeder, Leslie, License #115424.** Ms. Schroeder admitted to inappropriately obtaining controlled substances by presenting photocopies of a prescription to more than one pharmacy. She was placed on probation for two years or until she successfully completes a participation agreement with the HPSP, whichever is later. She was also assessed a civil penalty of \$450.

**Swanson, Amy L., License #116161.** Ms. Swanson admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. She was placed on probation for two years or until she successfully completes a participation agreement with the HPSP, whichever is later. She was also assessed a civil penalty of \$200 and will be required to make restitution to her former employer if ordered to do so by a court of law.

**Timonen, David M., License #117838.** Mr. Timonen admitted that he failed to notify the Board of a change of address and consequently did not receive a renewal notice, causing him to fail to renew his license in a timely manner. He admitted that he practiced pharmacy without a license from March 1 through April 8 of 2005. He was reprimanded by the Board and ordered to pay a civil penalty of \$500.

### **June, July and August, 2007**

**Boris, Angie. License #116034.** Ms. Boris admitted to theft of controlled substances from her employer and the unauthorized personal use of those drugs. Her license was suspended for an indefinite period of time, and she was assessed a \$500 civil penalty.

**Bullerman, Miles. License #111765.** Mr. Bullerman admitted to the theft of controlled substances from his employer and the unauthorized personal use of those drugs. His license was placed on probation until he successfully completes the Health Professionals Services Program (HPSP) and meets all requirements imposed by the substance abuse court, whichever is later. He was also assessed a \$200 civil penalty.

### **April and May, 2007**

**Connell, Julie. License #115359.** Ms. Connell admitted to engaging in an inappropriate relationship with a patient. She was reprimanded and placed on probation, for an indefinite period of time, until she successfully completes a professional boundaries course approved by the Board. She was also assessed a \$500 civil penalty.

**Gruenhagen, Bruce. License #114458.** Mr. Gruenhagen successfully completed his probation and the Board granted his petition for an unrestricted license.

**Raths, Kathryn. License #114856.** Ms. Raths admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. Her license was suspended, but the suspension was stayed and she was placed on probation for three years or until she successfully completes a

participation agreement with the Health Professional Services Program (HPSP), whichever is later. She was also assessed a \$500 civil penalty.

**Samuelson, Donald. License #113507.** Mr. Samuelson successfully completed his probation and the Board granted his petition for an unrestricted license.

**Warren, Todd. License #115234.** Mr. Warren successfully completed his probation and the Board granted his petition for an unrestricted license.

### **December, 2006 and January, February, and March, 2007**

**Lundstad, Lance. Intern Registration #807956.** Mr. Lundstad, licensed as a pharmacist in Wisconsin, filed an application for licensure by reciprocity. However, his license to practice pharmacy is currently under restriction in that state due to the diversion of controlled substances. The Board will allow Mr. Lundstad to take the examination for reciprocal licensure provided that he successfully completes a period of internship. Mr. Lundstad will be on probation during his internship, and he will also be placed on probation until December 7, 2010, if he is licensed as a pharmacist by reciprocity.

**Mahlendorf, Laura Lee. License #118771.** Ms. Mahlendorf, licensed as a pharmacist in Montana, filed an application for licensure by reciprocity. However, her license to practice pharmacy is currently under restriction in that state due to the diversion of controlled substances. The Board allowed Ms. Mahlendorf to take the examination for reciprocal licensure, which she passed. She will be on probation for a period of five years.

### **September, October, November, 2006**

**Axelson, C. Frederic, License #111246.** Mr. Axelson successfully completed his probation and the Board granted his petition for an unrestricted license.

**Hull, Judy L., License #113720.** Ms. Hull admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. She was placed on probation for an indefinite period of time, until she successfully completes a participation agreement with the Health Professional Services Program (HPSP).

**Boerboom, Dorothy E., Registration #701803.** Ms. Boerboom admitted to the theft of controlled substances from her employer and the unauthorized personal use of those drugs. She was placed on probation for a period of three years, or until successful completion of a participation agreement with the HPSP, whichever is later.

### **June, July, and August, 2006**

**Boos, Jodi A., License #114230.** Ms. Boos admitted to the theft of controlled substances (CS) from her employer and the unauthorized personal use of those drugs. She was placed on probation until December 31, 2009, or until successful completion of a participation agreement with the Health Professionals Services Program (HPSP).

**Benassi, John A., License #111836.** It was alleged that Mr. Benassi knowingly filled an invalid prescription and that he deliberately failed to inform the Board of his participation in HPSP when applying to have his

pharmacy license reinstated. He was placed on probation, subject to certain conditions, until he successfully completes a participation agreement with HPSP.

**Kohs, Gordon L., License #113295.** Mr. Kohs successfully completed his probation, and the Board granted his petition for an unrestricted license.

**O'Rourke, Kevin J., License #118173.** Mr. O'Rourke admitted to violating state laws regulating the dispensing of controlled substances. He agreed to voluntarily and permanently surrender his license to practice as a pharmacist in the state of Minnesota.

**Ploszay, Thomas M., #112617.** Mr. Ploszay admitted to several practice-related deficiencies, which resulted in a number of dispensing errors. He was placed on probation, subject to certain conditions, for two years. Mr. Ploszay may petition the Board to have his probation lifted after the first year.

### **March, April, and May, 2006**

**Dalton, Diane K., Registration #703323.** Registration had been revoked as a result of a notice from the Department of Revenue that she was delinquent in payment of taxes. Registration was reinstated after a clearance certificate was issued by the Minnesota Department of Revenue.

### **December, 2005 and January and February, 2006**

**Schroeder, Clifford E., License #113941-7.** Mr. Schroeder successfully completed his probation and the Board granted his petition for an unrestricted license.

### **September, October and November, 2005**

**Frazey, Deborah A., License #116346.** Ms. Frazey successfully completed her probation and the Board granted her petition for an unrestricted license.

**Jonas, Daniel T., License #114380.** The Board granted Mr. Jonas's petition to allow him to practice pharmacy on a part-time basis and in a limited practice setting.

**Wells, Stephen R., License #113865.** Mr. Wells successfully completed probation and the Board granted his petition for an unrestricted license.

### **June, July, and August, 2005**

**Ramler, Marlin M., License #109851.** Subsequent to a conference held with Mr. Ramler to discuss allegations of unprofessional conduct, Mr. Ramler agreed to permanently surrender his license to practice pharmacy in Minnesota.

### **March, April, and May, 2005**

**Pehrson, David W., License #115739.** Mr. Pehrson was alleged to have filled controlled substance prescriptions for a family member without authorization from the prescribing practitioner. Mr. Pehrson declined to attend the disciplinary conference with the Board and instead voluntarily surrendered his license to practice pharmacy in Minnesota.

**Romanjuk, Brian, License #117077.** It was alleged that Mr. Romanjuk diverted controlled substance drugs from his employer without a prescription and consumed the drugs without authorization. Mr. Romanjuk declined to attend the disciplinary conference with the Board and instead voluntarily surrendered his license to practice pharmacy in Minnesota.

### **September, October, and November, 2004**

**Evenson, Jon A., License #115013.** Licensee admitted to the theft of controlled substance drugs from his employer and the unauthorized personal use of controlled substance drugs. Licensee was placed on probation with the Minnesota Board for three years, subject to certain conditions, or until he successfully completes a participation agreement through the Health Professional Services Program (HPSP), whichever is longer.

**Gorecki, Craig J., License #114400.** Licensee was found to have violated a previous Stipulation and Order of the Board based on his noncompliance with his participation agreement with the HPSP by subverting the monitoring of his hydrocodone use by providing false information to HPSP. Licensee was suspended for an indefinite period of time, but the suspension was stayed and the licensee was placed on the Board for a minimum of five years, subject to specified conditions.

### **March, April and May, 2004**

**Samuelson, Donald A., License #113507.** Licensee engaged in unprofessional conduct by dispensing controlled substance drugs without authorization and engaging in other irregularities associated with controlled substance record keeping. Licensee was placed on probation by the Board with certain limitations and requirements.

**Samuelson, John T., License #111321.** Licensee engaged in unprofessional conduct by dispensing controlled substance drugs without authorization and engaging in other irregularities associated with controlled substance record keeping. Licensee was placed on probation by the Board with certain limitations and requirements.

**Ahlquist, Susan S., License #112631.** Action was taken on this licensee as a result of allegations of unprofessional conduct arising from the habitual indulgence in the use of intoxicating liquors in a manner, which could cause conduct endangering public health. Licensee was placed on probation with the Board.

**Fedie, Kathy Ann, License #117094.** Action was taken on this licensee as a result of allegations of unprofessional conduct arising from the theft of controlled substances from her employer and the unauthorized personal use of those controlled substances. Licensee was placed on probation with the Board.

**Schultz, Lyndon W., License #111267.** Action was taken on this licensee as a result of allegations of unprofessional conduct arising out of the theft of controlled substance drugs from the licensee's employer and the unauthorized personal use of those drugs. Licensee was placed on probation with the Board.

### **December, 2003 and January and February, 2004**

**Anderson, Dean A., License #111928.** Licensee admitted to diverting controlled substance drugs from his employer for his personal use. Licensee's license to practice pharmacy was suspended for an indefinite

period of time. Not earlier than May 21, 2004, or at such time as his diversion agreement with Hennepin County Drug Court is satisfactorily completed, whichever is later, licensee may petition the Board for reinstatement of his license. If reinstatement is granted, licensee will be placed on probation with the Board for five years.

**Gruenhagen, Bruce D., License #114458.** Licensee admitted to diverting controlled substance drugs from his employer for his personal use. Licensee's license to practice pharmacy in Minnesota was suspended for three months with the suspension and licensee was placed on probation with the Board for three years.

### **June, July, and August, 2003**

**Frazey, Deborah A., License #116346.** Licensee admitted to filling prescriptions for herself and for family members that were not authorized by the purported prescribers. Licensee received an official reprimand and was placed on probation with the Board for two years subject to certain specified conditions.

### **March, April, and May, 2003**

**Jonas, Daniel T., License #114380.** The Board alleged violations of a previous order of the Board dated July 25, 2001. In response to these allegations, the licensee has agreed to discontinue the practice of pharmacy in the state of Minnesota. The licensee may petition for authorization to resume the practice of pharmacy not earlier than October 15, 2003. Upon authorization to resume practice, licensee will be placed on probation with the Board.

**Warren, Todd A., License #115324.** Licensee was convicted of a crime that occurred on the premises of his pharmacy. Licensee's personal license to practice pharmacy in Minnesota was suspended for a period of 90 days effective May 14, 2003. Upon the reinstatement of his license to practice pharmacy, the licensee will be placed on probation with the Board.

### **September, October, and November, 2002**

**Pliner, Michael T., License #112066.** Licensee was found to be in violation of a previous Board Order relating to the personal use of prescription drugs that was not authorized by a licensed practitioner. Licensee diverted carisoprodol from his place of employment for his personal use. Licensee's license to practice pharmacy was suspended for an indefinite period of time.

### **June, July and August, 2002**

**Wells, Stephen R., License #113865.** Licensee admitted to diverting controlled substances from his employer for his personal use and to the use of controlled substance drugs without a prescription. Licensee was placed on probation with the Board subject to various conditions.

**Farley-Powers, Cindy A., License #703650.** Licensee's registration as a pharmacy technician was revoked after the Board received an order from the Minnesota Department of Revenue indicating tax delinquency.

## **March, April, and May, 2002**

**Astrup, Daniel B., License #113575.** Licensee surrendered his license to practice pharmacy subsequent to allegations that he violated the terms of his probation with the Board.

**Darling, Douglas J., License #111251.** License was revoked as a result of a notice from the Department of Revenue that he was delinquent in payment of taxes. Revocation remains in effect until a clearance certificate is issued by the Minnesota Department of Revenue.

**Melhus, Jacquelyn L., License #111261.** License was revoked as a result of a notice from the Department of Revenue that she was delinquent in payment of taxes. Revocation remains in effect until a clearance certificate is issued by the Minnesota Department of Revenue.

## **December, 2001 and January and February, 2002**

**Stock, Jeannette A., License #111503.** License was revoked as a result of a notice from the Department of Revenue that she was delinquent in payment of taxes. Revocation remains in effect until a clearance certificate is issued by the Minnesota Department of Revenue.

## **June, July, and August 2001**

**Jonas, Daniel T., License #114380.** Licensee admitted to numerous recordkeeping and practice violations. Licensee was placed on probation with the Board with various conditions of probation.

**Kohs, Gordon L., License #113295.** Mr. Kohs admitted to diverting controlled substance drugs from his previous employer and to the unauthorized personal use of controlled substance as placed on probation with the Board with various conditions of probation.

## **December, 2000 and January and February 2001.**

**Axelson, Frederic C., License #111246.** Mr. Axelson engaged in the use of alcohol in a manner that could cause conduct endangering public health. Mr. Axelson's personal license to practice pharmacy was put on probation with the Board, subject to certain specified conditions, effective December 6, 2000.

**Williams, Robert E., License #111668.** Mr. Williams engaged in the use of alcohol in a manner that could cause conduct endangering public health. Mr. Williams' personal license to practice pharmacy was suspended effective January 10, 2001. Not earlier than April 10, 2001, Mr. Williams may petition for the reinstatement of his license to practice pharmacy and, if granted, Mr. Williams will be put on probation with the Board, subject to specified conditions.

## **September, October, and November 2000.**

**Baumann, Carl G. Jr, License #115410-4.** Mr. Baumann engaged in the diversion of controlled substance drugs from his employer and engaged in the unauthorized personal use of controlled substance drugs. Mr. Baumann's personal license to practice pharmacy was put on probation with the Board effective September 13, 2000.

**Gorecki, Craig J., License #114400-4.** Mr. Gorecki engaged in the diversion of controlled substance drugs from his employer and in the unauthorized personal use of controlled substance drugs. Mr. Gorecki's personal license to practice pharmacy was put on probation with the Board effective September 13, 2000.